

## smith &amp; hopen, p.a.

15950 Bay Vista Drive, Suite 220  
 Clearwater, Florida 33760  
 727.507.8558 Tel  
 727.507.8668 Fax  
 www.smithhopen.com

RECEIVED  
 CENTRAL FAX CENTER

JUN 10 2005

**FAX** INTELLECTUAL PROPERTY LAW

To:	U.S. Patent & Trademark Office	From:	Ronald E. Smith
Attn:	Sandra L. Brase - Art Unit 2852	Client:	1524.01
Fax:	(703) 872-9306	Pages:	4 including coversheet
Phone:	(571) 272-2131	Date:	June 10, 2005
Re:	USSN 10/742,323	CC:	Steven Miller

Urgent  For Review  Please Comment  Please Reply  Please Recycle

Dear Examiner Brase:

In response to the non-final office action mailed May 11, 2005, we enclose the following:

- 1) Amendment Transmittal with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated June 10, 2005 (1 page); and
- 2) Response to Election/Restriction Requirement with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated June 10, 2005 (2 pages).

Very respectfully,

Ronald E. Smith  
 Reg. No. 28,761

The documentation accompanying this transmission contains information from the Law Office of Smith & Hopen, P.A., which is confidential and/or privileged. The information is intended only for the use of the individual or entity named on this sheet. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action in reliance upon the contents of this telecopied information is strictly prohibited. If you have received this transmission in error, please notify us by telephone immediately, so that we can arrange for the return of the original documents to us at no cost to you.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED  
CENTRAL FAX CENTER

Application No. : 10/742,323  
 Applicant: Steven Miller  
 Filed: 12/19/2003  
 Art Unit : 2852  
 Examiner : Sandra L. Brase

Confirmation No.: 5776 JUN 10 2005

Docket No. : 1524.01  
 Customer No. : 21,901  
 For : Removable Toner Cartridge Universal Adapter

Commissioner for Patents  
 P. O. Box 1450  
 Alexandria, VA 22313-1450

## AMENDMENT TRANSMITTAL

1. Transmitted herewith is a Response to Election/Restriction Requirement for this application.

## STATUS

2. Applicant is an independent inventor. A statement was already filed.

## EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

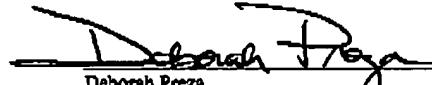
  
 SIGNATURE OF PRACTITIONER  
 Ronald E. Smith  
 Smith & Hopen, P.A.  
 15950 Bay Vista Drive, Ste. 220  
 Clearwater, FL 33760  
 (727) 507-8558

Reg. No.: 28,761  
 Customer No.: 21,901

CERTIFICATE OF FACSIMILE TRANSMISSION  
(37 C.F.R. 1.8(a))

I HEREBY CERTIFY that this correspondence is being transmitted by facsimile to the U.S. Patent and Trademark Office, Group Art Unit 2852, Attn: Sandra L. Brase, (703) 872-9306 on June 10, 2005.

Dated: June 10, 2005

  
 Deborah Preza

(Amendment Transmittal—page 1)

06/10/2005 14:06 FAX 7275078668

Smith&Hopen, P. A.

JUN 10 2005

003/004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.	: 10/742,323	Confirmation No.: 5776
Applicant:	: Steven Miller	
Filed:	: 12/19/2003	
Art Unit	: 2852	
Examiner	: Sandra L. Brase	
Docket No.	: 1524.01	
Customer No.	: 21,901	
For	: Removable Toner Cartridge Universal Adapter	

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the nonfinal Examiner's Action mailed May 11, 2005, having a shortened statutory period for response set to expire June 11, 2005, the above-identified patent application is amended a first time as follows:

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

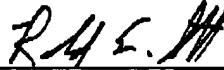
Applicant elects to prosecute the claims directed to Species I for a waste bin configuration as illustrated in Figures 1B and 2A-2J. The claims readable thereon are claims 1-13, 19 and 20.

REMARKS

If an Examiner's Amendment would place the pending claims in condition for allowance, a telephone call to the undersigned at (727) 507-8558 is requested.

Very respectfully,

SMITH & HOPEN

By: 

Dated: June 10, 2005

pc: Steven Miller

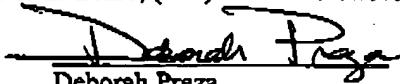
Ronald E. Smith  
Suite 220  
15950 Bay Vista Drive  
Clearwater, FL 33760  
(727) 507-8558  
Attorneys for Applicant

---

**CERTIFICATE OF FACSIMILE TRANSMISSION**  
(37 C.F.R. 1.8(a))

I HEREBY CERTIFY that this response is being transmitted by facsimile to the U.S. Patent and Trademark Office, Group Art Unit 2852, Attn: Sandra L. Brase, (703) 872-9306 on June 10, 2005.

Dated: June 10, 2005

  
Deborah Preza